GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department –Disciplinary proceedings initiated against Sri B.H.Rooswelt, the then Sr.Assistant, RDO's Office, Prakasam District, Ongole, under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 –Further action dropped, subject to recovery of loss under RR Act, complying with the orders of the Hon'ble High Court in W.P.No.16860/2020, – orders issued in G.O.Rt.NO.803, Revenue (Vig.I) Dept., dt: 24.12.2021 - proposed recovery along with the other charged officer on equal share – Dropping further action duly setting aside the recovery, in supersession of the earlier orders - orders - Issued.

REVENUE (VIGILANCE – I) DEPARTMENT

G.O.Rt.No.864 **Dt:17-10-2022**

Read the following:-

1. Proceedings of the District Collector, Prakasam in Rc.No.A3/5005/1998, dt.03.11.1998.
2. Proceedings of the District Collector, Prakasam in Rc.A3/5005/1998, Dt:06.08.2001.
3. Proceedings of the District Collector, Prakasam in Rc.A1/663/2004, Dt:22..02.2005.
4. From the CCLA, A.P., Hyd., Ref.No. VSI(1)/2407/01, Dt: 06.01.2015 enclosed with Lr.No. A1/5005/1998, dt: 10.02.2007 of the District Collector, Prakasam
5. Govt. Memo.No.6308/Vig.I(1)/2001, Rev.(Vig.I) Dept., dt: 19.05.2015
6. Explanation, dt: 28.06.2015 submitted by Sri B.H.Rooswelt, the then Sr.Assistant, RDO's Office, Prakasam District, Ongole
7. Orders passed by the Hon'ble High Court on 14.11.2020 in W.P.16860/2020 fled by Sri B.H Rooswelt, the then Sr. Asst, RDO's Office, Ongole.
8. G.O.Rt.NO.803, Revenue (Vig.I) Dept., dt: 24.12.2021
9. Memo.No.6308//Vig.I(1)/2001, Revenue (Vig.I) Dept., dt: 28.07.2022
10. From the District Collector, Rc.A1/5005/1998, dt: 12.08.2022

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ORDER

Whereas in the orders 7th read above, the Hon'ble High Court has passed orders in W.P.No.16860/2020 filed by the Sri B.H.Rooswelt, the then Sr.Assistant, RDO's Office, Prakasam District, Ongole on 04.11.2020 setting aside the disciplinary proceedings dt:03.11.1998 initiated against Sri B.H.Rooswelt, the then Sr.Assistant, RDO's Office, Prakasam District, Ongole under rule - 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, for irregular calculation of compensation on interest amount without following and verifying the clarifications issued by Chief Commissioner of Land Administration, Hyderabad and thus causing an excess amount of Rs.11.58 lakhs of compensation being deposited in the court causing monetary loss to the Government on the sole ground of "delay and latches.

2. In the G.O. 8th read above, orders have been issued, dropping further action against Sri B.H.Rooswelt, the then Sr.Assistant, Revenue Divisional Officers Office, Prakasam District, Ongole, complying with the above orders of the Hon'ble High Court subject to recovery of the loss caused by him under Revenue Recovery Act.

3. Subsequently, in the memo, 9th read above, the District Collector, Prakasam, has been directed to recover the amount of Rs. 11.58 lakhs from Sri Bh. Roosewelt the then Senior Assistant, O/o Revenue Divisional Officer along with another charged officer, Sri A.Poornachandra Rao the then, Superintendent, who has been reverted to the lower cadre of Deputy Tahsildar by the Chief Commissioner of Land Administration and has subsequently expired, on equal share (in the ratio of 50:50).

(Contd.,2)

4. In the letter 10th read above, the District Collector, Prakasam has sought clarification regarding recovery of the amount from and Sri B.H.Rooswelt, the then Sr. Asst., O/o RDO, Ongole and Late, Sri A.Poornachandra Rao, the then Superintendent, O/o Revenue Divisional Office, Ongole on equal share, in light of the orders of the Hon'ble High Court, dt: 04.11.2020 in W.P.No.16860/2020 wherein the disciplinary proceedings initiated against Sri B.H. Roosewelt for the loss caused to the Government were set aside .

5. Government after careful examination of the matter, have decided to drop further action against Sri B.H.Rooswelt, the then Sr. Asst., O/o Revenue Divisional Office, Ongole in the disciplinary proceedings initiated against him, setting aside the recovery of the excess payment made, in supersession of the orders issued in the G.O 7th and memo 8th read above, in light of the orders of the Hon'ble High Court, dt: 04.11.2020 in W.P.No.16860/2020 wherein the disciplinary proceedings initiated against Sri B.H.Rooswelt, the then Sr. Asst., O/o Revenue Divisional Office, Ongole were set aside.

6. Accordingly, Government, in supersession of the orders issued in the G.O 7th and memo 8th read above, hereby order to drop further action against Sri B.H.Rooswelt, the then Sr. Asst., O/o Revenue Divisional Office, Ongole in the disciplinary proceedings initiated against him, duly setting aside the recovery of the excess payment made, in light of the orders of the Hon'ble High Court, dt: 04.11.2020 in W.P.No.16860/2020.

7. The Chief Commissioner of Land Administration, Andhra Pradesh, Mangalagiri and District collector, Prakasam shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri B.H.Rooswelt, the then Sr.Assistant, RDO's Office, Prakasam District, Ongole (Deputy Tahsildar Retd.,) (Through District Collector, Prakasam).
The Chief Commissioner of Land Administration, Andhra Pradesh, Mangalagiri
The District Collector, Prakasam
Copy to :
The Accountant General (A&E), Andhra Pradesh, Hyderabad.
The GP for Services-I, A.P.High Court of Amaravathi, Andhra Pradesh.
SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER